

4391-002

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Attorneys for Defendants
Jaguar Freight Services,
Jaguar Freight Services, Inc. and
BJ International, Inc.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
INDEMNITY INSURANCE COMPANY OF
NORTH AMERICA,

ECF CASE: 07 Civ. 8243

Plaintiff,

v.

ANSWER TO CROSS CLAIM

UNION PACIFIC RAILROAD COMPANY,
NYK LINE (NORTH AMERICA) INC., NIPPON
YUSEN KAISHA (NYK LINE), JAGUAR
FREIGHT SERVICES, JAGUAR FREIGHT
SERVICES, INC., BJ INTERNATIONAL, INC.

Defendants.

-----X

Defendants, Jaguar Freight Services, Jaguar Freight Services, Inc. and BJ International, Inc. ("Defendants"), by their attorneys, DeOrchis, Wiener & Partners, LLP, answering the Cross Claim of co-defendant NYK Line (North America) Inc. and Nippon Yusen Kaisha (NYK Line) ("NYK"), allege upon information and belief, as follows:

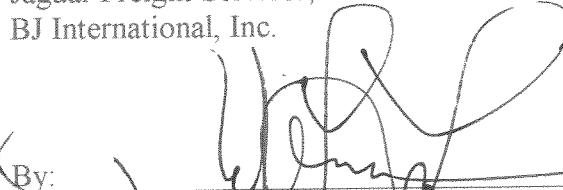
1. Deny the allegations set forth in Paragraph "38" of the Cross Claim.
2. Deny information sufficient to form a belief as to the allegations contained in Paragraph "39" of the Cross Claim.

WHEREFORE, Defendants pray that judgment be entered by the Court in favor of Jaguar, and against NYK dismissing the Cross Claim, together with such other and further relief as it deems just and proper.

Dated: New York, New York
December 6, 2007

DEORCHIS, WIENER & PARTNERS, LLP
Attorneys for Defendants
Jaguar Freight Services,
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By:


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